

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

DG SMOKY, LLC and  
WINGSPAN RENTAL, LLC

Plaintiffs,

v.

AUNT BUG’S CABIN RENTALS, LLC,  
BRIAN SPIEZIO, SHAWN SPIEZIO, and  
MIGHTY PEAKS REALTY, LLC

Defendants.

No.: 3:24-CV-364-TAV-JEM

**ORDER**

This civil matter is before the Court on a Report and Recommendation (“R&R”) entered by United States Magistrate Judge Jill E. McCook on October 4, 2024 [Doc. 25]. In the R&R, Judge McCook recommends that the Court deny plaintiffs’ motion for declaratory judgment and preliminary injunction and/ or temporary restraining order [Doc. 12]. There have been no timely objections to the R&R, and enough time has passed since the filing of the R&R to treat any objections as waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6(d), 72(b).

After careful review of the matter, the Court agrees with the magistrate judge’s recommendations. Accordingly, the Court **ACCEPTS and ADOPTS** in full the R&R [Doc. 25] pursuant to 28 U.S.C. § 636(b)(1). Accordingly, plaintiffs’ motion for declaratory judgment and preliminary injunction and/ or temporary restraining order [Doc. 12] is hereby **DENIED**.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE